February 25, 2005

REC'D
HON DENIS R. ...
MAR 8 2005

The Honorable Denis R. Hurley
United States District Court
100 Federal Plaza
Central Islip, NY 11722

Re: Robert Novak V. John Holdefehr et al
Case No. CV 02 5164

Your Honor,

My name is John Holdefehr and I represent myself.

This case has been a terrible weight that my family and I have had to deal with for over 2 ½ years now. The entire case was based on .12 cents worth of advertising that I did for a web site, now long ago terminated, named Judge-For-Yourself.com. Right from the start I showed both the plaintiff and the court reports from the advertising source that showed this .12 cents amount to be true. The plaintiff didn't care. He told me that as long as there was a single click (which equates to .01 cent) he could sue me for as much money as he wanted too. Obviously, he did and here we are 2 ½ years later.

Not being a lawyer, I've never really looked at these claims from a legal perspective as much as just applying common sense to the issue. I mean, regardless of the legal issues at hand here over who's right and who's wrong, any award that the plaintiff might have been able to win would have had to been based on actual proven losses. How much monetary damage could the plaintiff have possibly suffered from my actions? I believe the correct answer to that question Your Honor is zero, nothing, not a single penny. Additionally, to engage the New York Long Arm Law, the plaintiff told the court that he suffered more than $75,000 in losses from my .12 cents worth of advertising. How can that possibly be? Again, common sense dictates that there was never any merit to this case right from the start. A simple "Cease and Desist" letter would have resolved this issue long ago.

As to this case being dismissed with or without prejudice, in truth Your Honor, my family and I just want this burden to go away. Ideally, we'd of course like this case dismissed with prejudice, but, if dismissal with prejudice means continuing this case than I'd rather it be dismissed just as the plaintiff submitted it to the court, with no clarification of prejudice.

Thank you Your Honor.

Respectfully submitted,

John Holdefehr

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THE HONORABLE DENISE R. HURLEY
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